



Entered on Docket
January 29, 2007

Hon. Linda B. Riegle
United States Bankruptcy Judge

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Attorneys for Fertitta Enterprises, Inc.,
and designated Nevada counsel for Estate of
Tabas

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:

USA COMMERCIAL MORTGAGE COMPANY,
Debtor.

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR
Case No. BK-S-06-10729-LBR

USA CAPITAL REALTY ADVISORS, LLC,
Debtor.

Chapter 11

USA CAPITAL DIVERSIFIED TRUST DEED FUND,
LLC,
Debtor.

**ORDER ALLOWING 2004
EXAMINATION OF PERSON
MOST KNOWLEDGEABLE OF
DEBTOR USA COMMERCIAL
MORTGAGE COMPANY
(Affects USA CM ONLY)**

USA CAPITAL FIRST TRUST DEED FUND, LLC,
Debtor.

USA SECURITIES, LLC,
Debtor.

Affects:

- All Debtors
- USA Commercial Mortgage Company
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA Capital First Trust Deed Fund, LLC
- USA Securities, LLC

1 The Estate of Daniel Tabas and Fertitta Enterprises, Inc. ("Movants"), through their
2 respective counsel, Jonathan J. Bart, Esq., and Janet L. Chubb, Esq., of Jones Vargas filed an Ex
3 Parte Application for Rule 2004 Examination of Person Most Knowledgeable of Debtor USA
4 Commercial Mortgage Company, and good cause appearing,

5 IT IS HEREBY ORDERED that the Person Most Knowledgeable at USA Commercial
6 Mortgage Company, upon ten days' notice, must appear for oral examination at the Law Offices of
7 Jones Vargas, 3773 Howard Hughes Parkway, 3rd Floor South, Las Vegas, Nevada 89169, or as
8 set forth in the Notice of 2004 Examination, to which a copy of this Order shall be attached.

9 Prepared and Submitted by:

10 WILENTZ GOLDMAN & SPITZER P.A.

JONES VARGAS

11 //s//Jonathan J. Bart

//s//Louis M. Bubala III

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